Reactitioner's Docket No.: BTI

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

e application of:

pplication No.: 10/078,062

Confirmation No: 6346 Filed: February 19, 2002 Group No.: 3762

Examiner:

For:

An Electromagnetic Interference Immune Tissue Invasive System

**Assistant Commissioner for Patents** Washington, D.C. 20231

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or

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Duane C. Basch Registration No. 34.545 Greenwald & Basch LLP **Suite 2490** 349 West Commercial Street

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PTO/SB/21 (08-00)

		Application	10/078,062
TRANSMITTA	۱L	Filing Date	02/19/2002
FORM		First Named	Michael L. Weiner
(to be used for all correspondence after in	nitial filing)	Group Art Unit	3762
		Examiner Name	
Total Number of Pages in This Submission		Attorney Docket Number	BTI-17
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INFORMATION DISCLOSURE

Substitute for form 1449A/PTO

STATEMENT BY APPLICANT

(use as many sheets as necessary)

of Sheet

Co	omplete if Known	1
Application Number	10/078.062	
Filing Date	02/19/2002	
First Named Inventor	Michael L. Weiner	
Art Unit	3762	
Examiner Name		
Attorney Docket Number	BTI-17	7

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Examiner Initials*		Document Number Number-Kind Code <sup>2</sup> (if known,	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	us-3.669.095	06/13/1972	Kobayashi et al.	
	2	us-3,718,142	02/27/1973	Mulier	
	3	us-3.825.015	07/23/1974	Berkovits	
	4	us-4,071,032	01/31/1978	Schulman	
	_5	us-4.325.382	04/20/1982	Miodownik	
	6	us-4.686.964	08/18/1987	Yukoni et al.	
	7	us-4,719,159	01/12/1988	Clark et al.	
	8_	us-5,240,004	08/31/1993	Walinsky et al.	,
	9	us-5.267.564	12/07/1993	Barcel et al.	30
	10	us-5.354.220	10/11/1994	Ganguly et al.	ب ب
	_11	us-5,438,987	08/08/1995	Thacker et al.	0
	12	us-5,454,837	10/03/1995	Lindegren et al.	. 0
	13	us-5,523,534	06/04/1996	Meister et al.	A 77
	14	us-5,569,158	10/29/1996	Suzuki et al.	
	15	us-5.603.697	02/18/1997	Grundy et al.	
	16	us-5,683,435	11/04/1997	Truex et al.	
	17	us-5.697.958	12/16/1997	Paul et al.	
	18	us-5,709,225	01/20/1998	Budgifyars et al.	
	19	us-5.749.910	05/12/1998	Brumwell et al.	
	20	us-5.752.977	05/19/1998	Grevious et al.	

	FOREIGN PATENT DOCUMENTS						
Examiner Initials*		Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (il known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т6	
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Sheet of

Co	omplete if Known	
Application Number	10/078.062	
Filing Date	02/19/2002	
First Named Inventor	Michael L. Weiner	
Art Unit	3762	
Examiner Name		
Attorney Docket Number	BTI-17	

		U.S. PAT	ENT DOCUMENTS	
Examiner Initials*	No. 1 Number - Kind Code 2 (if knowr	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	21 US-5,766,227	06/16/1998	Nappholz et al.	
	22 US-5,817,130	10/06/1998	Cox et al.	
	23 US-5.868.664	02/09/1999	Speier et al.	
	24 us-5.895,980	04/20/1999	Thompson	
	25 us-5.916.1 <b>6</b> 2	06/29/1999	Snelten et al.	
	26 us-5.985.129	11/16/1999	Gough et al.	
	27 Us-6,036,639	03/14/2000	Allred, III et al.	
	28 Us-6.056.415	05/02/2000	Allred, III et al.	7 4
	29 Us-6.076.003	06/13/2000	Rogel	0 6
	30 US-6.134.478	10/17/2000	Spehr	
	31 US-6,173,203 B1	01/09/2001	Barkley et al.	8
	32 Us-6,198,972 B1	03/06/2001	Hartlaub et al.	7. 0
	33 US-6,198,968 B1	03/06/2001	Prutchi et al.	دے ہے
	34 US-6.216.041 B1	04/10/2001	Tierney et al.	F 33
	35 Us-6,230,060 B1	05/08/2001	Mawhinney	20
	36 US-6,240,317 B1	05/29/2001	Villaseca et al.	0,4
	US-			2
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Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code 3 -Number 4 -Kind Code 5 (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6
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Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	37	A. JERWZEWSKI ET AL.;, "Development of an MRI-Compatible Catheter for Pacing the Heart: Initial In Vitro and In Vivo Results," JMRI, ISHRM (US), Vol. 6 (No. 6), p. 948-949, (June 14, 1996).	
	38_	W. MOSHAGE ET AL., "A Non-Magnetic, MRI Compatible Pacing Center for Clinical Application in Magnetocardiography," Biomedizinixche Technik Band, Erganzungsband (Germany), p. 162-163, (June 14, 1990).	
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